



2/16/10

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

Charles J Prescott P A  
2033 Wood Street  
Suite 115  
Sarasota FL 34237

Paper No. 9

In re Patent No. 6,290,976  
Issue Date: September 18, 2001  
Application No. 09/544,636  
Filed: April 6, 2000  
Attorney Docket No. P-1701

ON PETITION

This is a decision on the petition under 37 CFR 1.378(c), filed December 24, 2009, to accept the unintentionally delayed payment of a maintenance fee for the above-identified patent.

The petition is **GRANTED**.

This patent expired at midnight September 18, 2009, for failure to pay the 7½ year maintenance fee. Since this petition was submitted within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e), the petition was timely filed under the provisions of 37 CFR 1.378(c).

The maintenance fee is hereby accepted and the above-identified patent is reinstated as of the mail date of this decision.

It is not apparent whether the person signing the statement of unintentional delay was in a position to have firsthand or direct knowledge of the facts and circumstances of the delay at issue. Nevertheless, such statement is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay. In the event that such an inquiry has not been made, petitioner must make such an inquiry. If such inquiry results in the discovery that the delay in paying the maintenance fee under 37 CFR 1.378(c) was intentional, petitioner must notify the Office.

There is no indication that the person signing the petition was ever given a power of attorney to prosecute the application. If the person signing the petition desires to receive future correspondence regarding this application, the appropriate power of attorney documents must be submitted. While a courtesy copy of this decision is being mailed to the person signing the petition, all future correspondence will be directed to the address currently of record until appropriate instructions are received.

Telephone inquiries concerning this decision should be directed to JoAnne Burke at (571) 272-4584.

A handwritten signature in black ink, appearing to be 'JoAnne Burke', with a long horizontal line extending to the right.

JoAnne Burke  
Petitions Examiner  
Office of Petitions

cc: Abraham HersHKovitz  
HersHKovitz & Associates, LLC  
2824 Duke Street  
Alexandria, VA 22314